## UNITED STATES DISTRICT COURT

## FILED DEC 1 4 2006

## DISTRICT OF SOUTH DAKOTA

## SOUTHERN DIVISION

\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*

JOHN PAUL WINTERS,

CIV 05-4020

Petitioner,

\*

-VS-

JUDGMENT

DOUGLAS WEBER, Warden, South Dakota State Penitentiary,

\*

Respondent.

\*

In accordance with the Order signed this date,

IT IS ORDERED, ADJUDGED and DECREED that Petitioner's Petition for Relief under 28 U.S.C. § 2254 is denied with prejudice.

Dated this \_\_\_\_\_\_day of December, 2006.

BY THE COURT:

awrence L. Piersol

United States District Judge

ATTEST:

JOSEPH ḤAAS, CLERK

(SEAL)

DEPUTY '